AGENDA **Erie County Council**

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André R. Horton, Chairman Jay Breneman, Vice Chairman Edward T. DiMattio, Jr. Kathleen Fatica Dr. Kyle Foust Fiore Leone Carol Loll

SPECIAL MEETING

Thursday, August 4, 2016

11:30 A.M. - Caucus 12:00 P.M. - Council Meeting

- 1. PLEDGE OF ALLEGIANCE
- OPTIONAL PRAYER OR INVOCATION 2.
- 3. ROLL CALL
- HEARING OF THE PUBLIC 4.
- 5. MINUTES FROM PREVIOUS MEETING
- REPORTS OF COUNTY OFFICIALS 6.
 - A. County Executive and/or her Designee
 - B. Finance Committee Dr. Foust
 - C. Personnel Committee Mr. Breneman
 - D. Other

OLD BUSINESS 7.

A. Possible veto override vote on Resolution Number 31, 2016, "Resolution of Erie County to Withdraw from the EMTA as a Member Municipality". (See Attached)

(Passed by Council June 28, 2016; Vetoed by CE July 12, 2016)

- **NEW BUSINESS** 8.
- **ADJOURNMENT** 9.

RESOLUTION NUMBER 31, 2016

Resolution of Erie County to Withdraw from the EMTA as a Member Municipality

WHEREAS, on September 14, 1966, the County of Erie and the City of Erie, as member municipalities, jointly incorporated and established the Erie Metropolitan Transit Authority under the Municipal Authorities Act, as amended, Act of 2000, June 19, P.L. 287, No. 22, Section 1 (53 Pa.C.S.A. § 5604), hereinafter, the "Act"; and

WHEREAS, the term of existence of the Erie Metropolitan Transit Authority, hereinafter "EMTA" is set to expire on September 14, 2016; and

WHEREAS, over the past fifty (50) years, the demographics of the County of Erie have significantly changed, the population of the City of Erie has steadily declined, the populations of Millcreek and Harborcreek Townships has steadily increased, business and economic development has spread beyond the city limits while the City of Erie has controlled the EMTA by confining its transportation services, endeavors and potential to the City of Erie; and

WHEREAS, over the past twenty five (25) years, the County of Erie has made significantly more contributions to the EMTA than the City of Erie without a corresponding benefit to the municipalities located outside the City of Erie; and

WHEREAS, the County of Erie has signified its desire to acquire the assets and assume the obligations of the EMTA and, in so doing, requested the EMTA to cooperate with the transfer of its assets to the County of Erie; and

WHEREAS, the County has disputed the City's control of the EMTA, the City of Erie has refused to meet with the County, the County has signified its intention to withdraw unless an agreement is reached with the City of Erie by June 30, 2016 and no agreement has been reached between the County of Erie and the City of Erie;

NOW THEREFORE, pursuant to the Municipal Authorities Act, Act of 2001, June 19, P.L. 287, No. 22, Section 1, as amended (53 Pa.C.S.A. § 5604), County Council of the County of Erie does hereby direct the publication of Notice of Erie County's intent to withdraw from the EMTA as a member municipality one time in the Erie County Legal Journal and Erie County Times News and, not less than three (3) days after publication of the Notice, does hereby authorize and direct the completion and filing of the Application to Withdraw from the EMTA with the Secretary of the Commonwealth.

RESOLUTION NUMBER 31, 2016

Resolution of Erie County to Withdraw from the EMTA as a Member Municipality

On the motion of <u>Dr. Foust</u> , seconded by <u>N</u>	Mrs. Fatica , this resolution was
passed on this 28th day of June, 2016 by a vote of _	7 to <u>0</u> .
Attest:	COUNTY COUNCIL OF THE COUNTY OF ERIE, PENNSYLVANIA
Douglas R. Smith	André R. Horton, Chairman
County Clerk Date: June 28, 20 (6	Jay Breneman, Vice Chairman
	Edward T. DiMattio, Jr.
Approved by:	Kathy Satica Kathy Fatica
Kathy Dahlkemper, County Executive	Dr. Ryle Foust
Date:	Fiore-Leone
	Carol J. Loll



COUNTY OF ERIE

OFFICE OF COUNTY EXECUTIVE

Kathy Dahlkemper COUNTY EXECUTIVE

July 12, 2016

Erie County Council County Council Chambers Erie County Courthouse, Room 114 140 West 6th Street Erie, PA 16501

Dear Members of Erie County Council,

I am herewith returning Resolution Number 31, 2016 and am vetoing the resolution as set forth as follows:

Now, this 12th day of July, 2016, pursuant to Article II, Section 3D, of Erie County Government Home Rule Charter, I veto Resolution Number 31, 2016 passed by County Council on June 28, 2016. I unequivocally believe that EMTA is and should continue to be a regional transit system whose purpose is to benefit all citizens of Erie County's 38 municipalities. If the County of Erie withdraws its financial and leadership obligations from EMTA and allows the City of Erie to provide the sole financial support and leadership, the transit system and the entire Erie County region will be affected adversely.

Destination Erie, our region's 25-year plan for sustainability, addressed our transportation needs for the future. The number one recommendation from our citizens' input was to "expand transportation alternatives and lower Erie County residents' transportation costs by improving the public transit system countywide." There has been positive movement toward the implementation of this goal. It is my fear that this recommendation will not be realized when one municipality, the City of Erie, is the only authorizing entity for EMTA. By withdrawing, we are forfeiting our ability to impact progress in public transportation in the Erie County region.

The service to the citizens in our community as it exists today must continue and expand. As county government, we need to ensure that our citizens, including senior citizens and people with disabilities, have access to public transportation to get to their jobs, schools and health care providers.

Respectfully

Kathy Dahlkemper

cc: Thomas Talarico, Esq.

Douglas Smith, County Clerk